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5 IN THE UNITED STATES BANKRUPTCY COURT
6 FOR THE DISTRICT OF ARIZONA
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9 ANDREW BAILEY,

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12 Debtor.

13 ANDREW BAILEY,

14 Plaintiff,

15 v.

16 THE BANK OF NEW YORK MELLON, as
17 trustee of the CWALT, Inc. Alternative Loan
18 Trust 2007-HY4 Mortgage Pass-Through
19 Certificates, Series 2007-HY4; BAC HOME
20 LOANS SERVICING LP; MORTGAGE
21 ELECTRONIC REGISTRATION SYSTEMS
22 INC; John Does 1-20 inclusive; and all
23 persons claiming by, through or under such
24 person, all persons unknown, claiming any
25 legal or equitable right, title, estate, lien, or
26 interest in the property described in the
27 complaint adverse to Plaintiff's title thereto,

28 Defendants.

Chapter 11

Case No. 09-bk-6979-RTBP

Adv. No. 09-ap-01728-SSC

(Not for Publication- Electronic Docketing
ONLY)

ORDER INCORPORATING
MEMORANDUM DECISION DATED
MAY 3, 2011

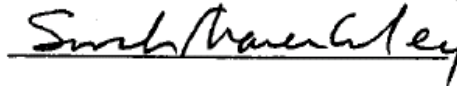
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25 Based upon this Court's Memorandum Decision dated May 3, 2011, which is
26 incorporated herein by reference:

27 IT IS ORDERED that the Plaintiff's Fourth Amended Complaint is dismissed

1 without prejudice.

2 IT IS FURTHER ORDERED that the Clerk's Office shall provide notice of this
3 order to the Plaintiff, the Defendants, and the Defendants' counsel, and file an affidavit of
4 service thereon.

5 DATED this 3rd of May, 2011.

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8 Honorable Sarah Sharer Curley
9 United States Bankruptcy Judge

10 **BNC TO NOTICE**